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Approved for use through 07/31/2006. OMB 0651-0031
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ction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/786,274 TRANSMITTAL Filing Date February 25, 2004 **FORM** First Named Inventor Thomas J. Hurley Art Unit (to be used for all correspondence after initial filing) 3727 **Examiner Name** Attorney Docket Number 3603 3 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Drawing(s) Fee Transmittal Form to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please **Terminal Disclaimer** Extension of Time Request Identify below): Request for Refund Express Abandonment Request Х CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Joseph P. Gastel, Reg. No. 17,796 Individual name Signature Date May 20, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Joseph P. Gastel Date May 20, 2004 Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No. - 10/786,274

Filing Date - February 25, 2004

Inventor - Thomas J. Hurley et al

Group Art Unit

Examiner name

Atty Docket - 3603

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION UNDER 37 CFR 1.97(b)

MAIL STOP DD Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or before the mailing date of a first Office Action on the merits, whichever occurs last.

It is applicants' understanding that copies of the U.S. patents need not be supplied.

Respectfully submitted,

THOMAS J. HURLEY ET AL

JOSEPH P. GASTEL

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Buffalo, New York 14203 May 20, 2004

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

| Complete if Known      |                   |  |  |  |
|------------------------|-------------------|--|--|--|
| Application Number     | 10/786,274        |  |  |  |
| Filing Date            | February 25, 2004 |  |  |  |
| First Named Inventor   | Thomas J. Hurley  |  |  |  |
| Art Unit               | <del></del>       |  |  |  |
| Examiner Name          |                   |  |  |  |
| Attorney Docket Number | 3603              |  |  |  |

|                    |              | U. S. PATENT DOCUMENTS                  |                                                  |                                                    |                                                               |  |  |
|--------------------|--------------|-----------------------------------------|--------------------------------------------------|----------------------------------------------------|---------------------------------------------------------------|--|--|
| Examiner Initials* | Cite<br>No.1 | Document Number                         | Publication Date MM-DD-YYYY                      | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant |  |  |
|                    | <u> </u>     | Number-Kind Code <sup>2 (# known)</sup> |                                                  |                                                    | Figures Appear                                                |  |  |
|                    |              | US- 2,531,084                           | 11-21-1950                                       | Sommer                                             |                                                               |  |  |
|                    |              | us- 4,836,424                           | 06-06-1989                                       | Afshar                                             |                                                               |  |  |
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| FOREIGN PATENT DOCUMENTS |              |                                                                                 |                     |                                                    |                                                   |                |
|--------------------------|--------------|---------------------------------------------------------------------------------|---------------------|----------------------------------------------------|---------------------------------------------------|----------------|
| Examiner Initials*       | Cite<br>No.1 | Foreign Patent Document                                                         | Publication<br>Date | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages |                |
|                          | Co           | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) | MM-DD-YYYY          |                                                    | Or Relevant Figures Appear                        | T <sup>6</sup> |
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| Examiner  | Date       |  |
|-----------|------------|--|
| Signature | Considered |  |
|           |            |  |

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